

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

Klausner Technologies, Inc.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	
	§	
Aastra Technologies LTD, et al.,	§	CIVIL ACTION NO. 6:11-cv-480
	§	
Defendants.	§	

**PLAINTIFF’S NOTICE OF DISMISSAL WITHOUT PREJUDICE PURSUANT
TO FEDERAL RULE OF CIVIL PROCEDURE 41(a)**

Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiff Klausner Technologies, Inc. and proposed Plaintiff by substitution IPVX Patent Holdings, Inc. (collectively “Plaintiff”) file this notice of dismissal without prejudice with regard to Aastra Technologies LTD and Aastra USA Inc. (collectively “Defendants”). Dismissal pursuant to Rule 41(a) is proper because Defendants have not served either an answer or a motion for summary judgment in this action.

Therefore, Plaintiff hereby dismisses all claims against Defendants without prejudice pursuant to Rule 41(a).

Dated: November 19, 2012

Respectfully submitted,

By: /s/ S. Calvin Capshaw
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INC. AND IPVX PATENT
HOLDINGS, INC.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 19th day of November, 2012, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

/s/ S. Calvin Capshaw _____
S. Calvin Capshaw